

Town Board Meeting Agenda
February 7, 2022
Meeting No. 3

THIS MEETING IS BEING RECORDED



1. ***Roll Call:***
2. ***Pledge of Allegiance:***
3. ***Invocation – Mark Burkard, Council Member***
4. ***Persons Addressing the Town Board (on prefiled or suspended resolutions only):***

The Town Board will hear the concerns of persons desiring to address the Town Board on any **prefiled or proposed suspended resolutions** for a period of thirty (30) minutes.

Procedure

1. Raise his/her hand and be recognized by the Supervisor.
2. Give his/her name and address to the Town Clerk.
3. Speak directly to the Town Board members, not the audience, using the microphone provided.
4. Speak **once for five (5) minutes or less**, unless the Town Board grants a speaker an extension of this time limit.

5. Public Hearings at 7:15 P.M.: None

6. Official Reports:

7. Report of Town Board Committees:

8. Presentation of prefiled resolutions by Town Board Members:

1. Ruffino/ _____ Approve Minutes Of The Regular Meeting Of The Town Board Held January 18, 2022
2. Ruffino/ _____ Approve Audited Claims
3. Mazur/ _____ Acknowledge Issuance Of Building Permits
4. Ruffino/ _____ Authorize Supervisor To Execute Extension Agreement Street Lighting & Infrastructure Maintenance Services To Power & Construction Group Inc. [Purchasing, Services]
5. Ruffino/ _____ Appoint Parks, Recreation & Forestry Department Part-Time Permanent Employees [Part-Time Permanent Employees]
6. Leary/ _____ Approve Purchase For Ballistic Helmets To State Contractor Point Blank Enterprises Through Federal Eastern International For Police Department [State Aid]
7. Burkard/ _____ Authorize Case Specific Tactical Diversion Squad Task Force Agreement [Drug & Alcohol]
8. Ruffino/ _____ Accept Proposal HVAC Improvements Senior Center To Mollenberg-Betz [Purchasing, Services]

9. Burkard/_____ Approve Agreement & Memorandum Of Understanding Town Of Amherst Police Department Re: Training House [Police]
10. Burkard/_____ Authorize Auction Of Surplus Police Vehicles [Surplus Property]
11. Mazur/_____ Approve Site Plan National Grid Emergency Response Facility [293 Cemetery Road]
12. Ruffino/_____ Accept Street Lights Hidden Meadow Phase II Subdivision [Hidden Meadow Subdivision Phase II]
13. Burkard/_____ Authorize Change Order No. 4 To MGR Constructors, Inc. Additional Fencing Dog Shelter Project [Dog Shelter]
14. Burkard/_____ Request Bids For Relining Culverts Harewood Run, Sugarbush Lane, Running Brook Drive Over North Branch Slate Bottom Creek [Culverts]
15. Mazur/_____ Request Bids 2022 Ford F-150 XL 4X4 Regular Cab, Long Bed Pickup Truck For Parks, Recreation & Forestry Department [Purchasing, Motor Vehicles]
16. Ruffino/_____ Authorize Supervisor To Execute Intermunicipal Agreement With Erie County Re: Sidewalks William Street Corridor [Intermunicipal Agreement]
17. Dickman/_____ Authorize Permit Private Improvements National Grid Emergency Response Facility [293 Cemetery Road]
18. Ruffino/_____ Award Bid For 2022 Tree Planting Program To Schichtel's Nursery, Inc. [Purchasing, Trees]
19. Burkard/_____ Approve Purchase Of Ammunition To State Contractor Eagle Point Gun/T. J. Morris & Sons For Police Department [Purchasing, Services]
20. Ruffino/_____ Memorialize Various Officials Re: "Senate Bill S7602 [Legislation: "Senate Bill S7602"]

9. *Presentation of Communications By Town Clerk:*
(See Schedule Attached)

10. *Persons Addressing the Town Board (on any subject):*

The Town Board will hear the concerns of persons desiring to address the Town Board on any Town of Lancaster subject for a period of thirty (30) minutes.

Procedure

1. Raise his/her hand and be recognized by the Supervisor.

2. Give his/her name and address to the Town Clerk.

3. Speak directly to the Town Board members, not the audience, using the microphone provided.

4. Speak **once for five (5) minutes or less**, unless the Town Board grants a speaker an extension of this time limit.

11. *Adjournment:*

COMMUNICATIONS & REPORTS

- 65. Town Attorney Legal Assistant to Town Board and Planning Board –
SEQR responses from Erie County Div. of Sewerage Management and Div. of
Environment & Planning regarding Rezone & Site Plan, 4781 Transit Road.
Disposition =**
- 66. Town Attorney Legal Assistant to Town Board and Planning Board –
SEQR responses from Erie County Div. of Sewerage and Div. of Environment &
Planning regarding Adams Nursery Site Amendment, 5799 Genesee St., Proj.
#5028. Disposition =**
- 67. Erie County Industrial Development Agency to Town Clerk –
Proposed Countywide Industrial Development Agency Uniform Tax Exemption
Policy. Disposition =**
- 68. Supervisor to Lancaster Industrial Development Agency –
Letter of resignation from the Lancaster Industrial Development Agency
Board. Disposition =**
- 69. Marco Laurienzo, Patrol Captain to Planning Board Chairman –
No objection to Site Plan Review – Project #2052. Disposition =**
- 70. Marco Laurienzo, Patrol Captain to Planning Board Chairman –
No objection to Site Plan Review – Project #5055. Disposition =**
- 71. Highway Superintendent to Town Board –
Request for approval of appointment of Michael Bulera to the position of
Laborer Grade #1 in the Town Highway Dept. effective January 24, 2022.
Disposition =**
- 72. Highway Superintendent to Town Board –
Request for approval of appointment of Jonathon Dundon to the position of
Maintenance Worker in the Town Highway Dept. effective January 19, 2022.
Disposition =**
- 73. Town Clerk to Various News Media –
Press Release announcing that the date of the second Town Board Meeting for
February 2022 has been changed to February 14, 2022. Disposition =**
- 74. Pamela Cuiella to Lancaster Industrial Development Agency Board –
Letter of resignation as Chief Financial Officer for the Lancaster Industrial
Development Agency as of January 18, 2022. Disposition =**
- 75. NYS Agriculture and Markets to Supervisor –
Dog Control Officer Inspection Report completed on 01/05/2022. Disposition =**
- 76. NYS Agriculture and Markets to Supervisor –
Municipal Shelter Inspection Report completed on 01/05/2022. Disposition =**
- 77. Supervisor to Town residents –
Local State of Emergency declared in the Town of Lancaster due to Covid-19
beginning on January 16, 2022 and ending on February 14, 2022. Disposition =**
- 78. Jeffery Palumbo to Town Clerk –
Request for 4781 Transit Road Project to be placed on the agenda for a vote
on the rezoning. Disposition =**
- 79. Town Attorney to Town Board and Planning Board –
SEQR responses from Erie County Div. of Sewerage Management and Div. of
Environment & Planning regarding Shop & Storage, 5841 Genesee St., Proj.
#2129. Disposition =**
- 80. Town of Lancaster Planning Board to Nicholas Cultrara, Cheektowaga Town
Planner –
Comments regarding proposed Mixed-use Project at 6386 Trasnit Rd. across
from Hillview School. Disposition =**

- 81. Office of the Erie County Legislature to Diane M. Terranova, Receiver of Taxes –
Warrant for the collection of 2022 County/Town Taxes. Disposition =**
- 82. Twin District Fire Company Chief to Town Attorney –
Concerns regarding the recent draft contract for Ambulance services to the
residents of the Town of Lancaster. Disposition =**
- 83. Town Engineer to Executive Engineer Erie County Water Authority –
Request for approval for PVC pipe for two Town Watermain Replacement
Projects in the Town of Lancaster. Disposition =**
- 84. John Mielko to Town Board –
Request for Town Board to consider selling to him the paper street behind his
pole barn (on Belmont St.). Disposition =**
- 85. Town Attorney to NYSDEC, Erie County DPW, US Army Corp of Engineers,
Division of Sewerage Management, Erie County Water Authority and LIDA
Review Planner –
Request for lead agency status regarding Coordinated Review, Preliminary
Plat Cross Creek Phase 9, 538 Pavement Road, Proj. #5055. Disposition =**
- 86. Deputy Highway Superintendent to Supervisor and Town Board –
Request for resolution to appoint three (3) individuals to the position of part-time
permanent employees for the Basketball Program for the fall/winter of 2021-2022
in the Parks, Recreation & Forestry Dept. effective January 22, 2022.
Disposition =**
- 87. Town Clerk to Various News Media –
Press release announcing that the Town of Lancaster is offering all Board
Meetings live streamed as they are happening. Disposition =**
- 88. Town Engineer to Town Board –
Request for authorization to publish a Notice to Bidders for the contract to
reline three culverts in the Town of Lancaster. Disposition =**
- 89. Detective Captain Jeffrey Smith to Supervisor and Town Board –
Request for two vehicles to be deemed surplus property to be sold at public
auction. Disposition =**
- 90. Erie County Soil & Water Conservation District to Town Clerk –
Information regarding the annual Soil & Water Conservation District Tree
and Shrub Seedling Program for 2022. Disposition =**
- 91. Town Engineer to Town Board –
Recommend approval of Change Order 4 from MGR Constructors, Inc. for
Lancaster Dog Control Facility. Disposition =**
- 92. Commissioner of Erie County Division of Environment & Planning to
Town Clerk =
Information regarding Municipal Clean Energy Academy Learning Series.
Disposition =**
- 93. Code Enforcement Officer to Town Board –
Special Use Permit for Dish Wireless, LLC, 0 Hayes Ave. was found to be in
compliance and is subject to environmental review pursuant to SEQRA.
Disposition =**
- 94. Planning Board Chairman to Planning Board, Town Board, Engineering
Consultant, Town Attorney, Highway Superintendent and Building Inspector –
Draft copy of minutes from January 19, 2022 Planning Board Meeting.
Disposition =**
- 95. Planning Board to Town Board –
Memo recommending approval of rezone for 4781 Transit Road. Disposition =**

96. Planning Board to Town Board –
Memo recommending approval of site plan for Adams Farms, 5799 Genesee St., Proj. #5028; condition noted. Disposition =
97. Alan Knauf, Attorney to Supervisor and Planning Board Chairman –
Request for Town to consider the suggested alternative for the placement of the proposed building at 4781 Transit Rd. Disposition =
98. Town Engineer to Town Board –
Request for resolution for the Town to accept the streetlight at the intersection of William Street and Nicholas Lane as part of the Town's inventory. Disposition =
99. Supervisor to Town Board –
Information and request for support of resolution regarding William Street Sidewalk. Disposition =
100. Town Engineer to Town Board –
Public Improvement Permit #822 (Hidden Meadow Phase 2 Subdivision) has been completed and Town may assume ownership of the 8 streetlights. Disposition =
101. Town Clerk to Various News Media –
Press Release announcing that the Drainage Committee will meet Monday, February 7, 2022 at 6:00PM and will continue to meet at 6:00PM before every Town Board meeting. Disposition =
102. Supervisor to Town Board –
Request for support of NY Senate Bill S7602 – The Donor Conceived Person Protection Act. Disposition =
103. Deputy Highway Superintendent to Town Board –
Request for resolution authorizing publication of a bid for one new and unused 2022 Ford F-150 XL 4X4 Regular Cab Long Bed Pickup. Disposition =
104. Town Engineer to Town Board –
No exception to the Application for Special Use Permit for Co-Locating a Dish Antenna and support equipment at 5051 Transit Rd. Disposition =
105. Supervisor to Town Board –
Request for support of a resolution to request our State Senator and other State lawmakers to reform the NY State Bail Law. Disposition =
106. Stormwater Management Officer to Drainage & Storm Sewer Committee –
MS4 Report for January 2022. Disposition =
107. Deputy Highway Superintendent to Supervisor and Town Board –
Request for resolution approving acceptance of the bid and authorize payment to Schichtel's Nursery, Inc., 7420 Peters Road, Springville, NY for the 2022 tree planting program. Disposition =
108. Town Attorney to Town Board and Planning Board –
SEQR response from NYSDOT regarding Valvoline Oil Change, 4839 Transit Road. Disposition =
109. Town Attorney to Town Board and Planning Board –
SEQR response from NYSDEC regarding Preliminary Plat Cross Creek Phase 9, 538 Pavement Road, Proj. #5055. Disposition =
110. Town Attorney to Town Clerk –
Request for resolution to accept Public Improvement Permit #822 – Street Lights for Hidden Meadows Subdivision – Phase II. Disposition =
111. Dog Control Officer to Town Board –
Monthly Dog Control Report for January 2022. Disposition =

- 112. Commissioner New York State Homes & Community Renewal to Supervisor –
Application submitted for NYS Community Development Block Grant (CDBG)
Coronavirus Aid, Relief and Economic Security Act (CARES) funds has been
selected. Disposition =**
- 113. Town Attorney to Town Clerk –
Request for resolution issuing Private Improvement Permit for Pavement and
Curb, Detention Basin, Storm Sewer, Water Line, Site Lights, and Sidewalks for
National Grid Emergency Response Facility, Proj. #2131. Disposition =**
- 114. Town Clerk to Town Board –
Town Clerk Monthly Report for January 2022. Disposition =**
- 115. Town Clerk to Code Enforcement Officer –
Copy of letter from Katharine D’Auria requesting a renewal of her Special Use
Permit for a Home Occupation (bookkeeping). Disposition =**
- 116. Police Chief to Town Clerk –
Articles and communications. Disposition =**